

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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Wendy Whitney,

Plaintiff,

v.

Diversified Adjustment Service, Inc.; and  
DOES 1-10, inclusive,

Defendants.

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: Civil Action No. 5:17-cv-00160-DNH-DEP  
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**STIPULATION OF DISMISSAL**

WHEREAS, the parties to the above-entitled action have resolved the issues alleged in the Complaint in this action and have negotiated in good faith for that purpose; and

WHEREAS, none of the parties to the above-captioned action is an infant or incompetent person; and

WHEREAS, the parties in the above-captioned action wish to discontinue the litigation.

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel as follows that, pursuant to FRCP 41(a)(1)(A)(ii), the above-captioned action is hereby dismissed in its entirety with prejudice and without costs to any party.

Wendy Whitney

Diversified Adjustment Service, Inc.

/s/ Sergei Lemberg

/s/ Arthur Sanders

Sergei Lemberg, Esq. (SL 6331)  
LEMBERG LAW, LLC  
43 Danbury Road, 3<sup>rd</sup> Floor  
Wilton, CT 06897  
Telephone: (203) 653-2250  
Facsimile: (203) 653-3424  
Email: slemberg@lemborglaw.com  
Attorneys for Plaintiff

Arthur Sanders, Esq.  
BARRON & NEWBURGER, P.C.  
30 South Main Street  
New City, NY 10956  
Telephone: (845) 499-2990  
Email: asanders@bn-lawyers.com  
Attorneys for Defendants

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SO ORDERED

**CERTIFICATE OF SERVICE**

I hereby certify that on October 16, 2017, a true and correct copy of the foregoing Stipulation of Dismissal was served electronically by the U.S. District Court for the Northern District of New York Electronic Document Filing (ECF) system and that the document is available on the ECF system.

/s/ Sergei Lemberg

Sergei Lemberg, Esq.